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January 6, 2006

VIA HAND DELIVERY AND E-MAIL

Honorable Barbara B. Crabb
United States District Judge
Western District of Wisconsin
120 North Henry Street
Madison, WI 53701-0432

Re: Trenton Scheibe v. National Board of Medical Examiners
Case No. 05-C-180-C

Dear Judge Crabb:

Defendant National Board of Medical Examiners ("NBME") received Plaintiff's Motion to Dismiss Without Prejudice at its offices in Philadelphia, Pennsylvania today. Plaintiff did not serve the Motion to Dismiss on NBME's counsel of record. Plaintiff was aware that NBME is represented by Melli, Walker, Pease & Ruhly, S.C. in the present matter.

The Court's deadline for filing dispositive motions is today, January 6, 2006. NBME has prepared its Motion for Summary Judgment which includes extensive materials and which NBME intended to file today. However, NBME requires additional time in which evaluate how to proceed in light of Plaintiff's eleventh hour Motion to Dismiss Without Prejudice.

Therefore, in light of the unusual circumstances presented by Plaintiff's late filing, and upon the suggestion of the clerk's office, NBME respectfully requests a one week extension in which to file its Motion for Summary Judgment and/or respond to Plaintiff's Motion to Dismiss Without Prejudice.

Very truly yours,

Thomas R. Crone

TRC/bls

cc: National Board of Medical Examiners
Trenton Scheibe

UNITED STATES DISTRICT COURT
FOR THE
WESTERN DISTRICT OF WISCONSIN

TRENTON SCHEIBE,

Plaintiff,

v.

Case No. 05-C-180-C

NATIONAL BOARD OF MEDICAL EXAMINERS,

Defendant.

AFFIDAVIT OF SERVICE

STATE OF WISCONSIN)
)
) ss.
COUNTY OF DANE)

Betty L. Schubert, being first duly sworn on oath, deposes and says that she sent by first class mail, postage prepaid, on the 6th day of January, 2006, a copy of a letter to The Honorable Barbara B. Crabb in the above-captioned matter requesting extension of the Court's deadline for filing dispositive motions, addressed as follows:

Trenton Scheibe
1089 East Fremont Drive
Tempe, AZ 85282

Betty L. Schubert
Betty L. Schubert

Subscribed and sworn to before me
this 16th day of January, 2006.

Susan M. Abing
Notary Public, State of Wisconsin
My commission expires 12/27/09